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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

OCT 23 2006

Applicant: Silver, *et al.* Examiner: Robert M. Kunemund  
 Serial No.: 10/039,448 Art Unit: 1722  
 Filing Date: November 09, 2001  
 Title: Method for Making An Epitaxial Germanium Temperature Sensor

Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 Sir:

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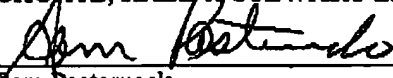
**PETITION FOR EXTENSION OF TIME**

A five (5) month extension of time, from May 21, 2006 to and including October 23, 2006 (given that October 21 was a Saturday and October 22 a Sunday on which the USPTO was closed on both days) is requested to file a response to the Notice of Appeal filed March 21, 2006, in the above-referenced application. Enclosed herewith is a Credit Card Authorization Form for the small entity extension fee of \$1,080.00.

On October 16, 2006 the United State Patent and Trademark Office mailed a Notice of Abandonment stating that applicants had failed to timely submit a response to the Notice Appeal filed March 23, 2006. It is submitted that the Notice of Abandonment was mailed in error in that a Request for Continued Examination along with a five month extension of time is being filed on October 23, 2006. It is requested that the Notice of Abandonment be rescinded.

Please charge any additional fees associated with this filing, or apply any credits, to our Deposit Account No. 03-1721.

Respectfully submitted,  
 CHOATE, HALL & STEWART LLP

  
 Sam Pasternack

Registration No. 29,576

Date: October 23, 2006

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